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May 31, 2012

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Dear Sir or Madam:

Enclosed is the Quarterly Report for the period from February 1, 2012 to April 30, 2012 as required by the Consent Decree for Civil Action No. CV-10-JEO-1902-S.



Jeet Radia

Senior Vice President – Environment, Safety & HR

c.c. James M. Proctor II

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May 31, 2012

**Quarterly Report for the period from February 1, 2012 to April 30, 2012  
Required Under Consent Decree for Civil Action No. CV-10-JEO-1902-S**

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.



Jeet Radia  
Senior Vice President – Environment, Safety & HR

# CONSENT DECREE UNDER CIVIL ACTION

No. [CV] 10-JEO-1902-S

*McWANE, INC. QUARTERLY REPORT*

*FEBRUARY 1, 2012 – APRIL 30, 2012*

This report is being submitted in accordance with Section VII (Reporting Requirements) of the Consent Decree. Unless otherwise specified, all information herein refers to the reporting period from February 1, 2012 to April 30, 2012.

**A. STATUS OF ANY COMPLIANCE MEASURES REQUIRED UNDER SECTION V OF THE CONSENT DECREE (COMPLIANCE REQUIREMENTS).**

**i. Previously Completed Corrective Action:**

Corrective actions identified in Appendix I of the Decree have been fully completed as of the date of lodging of the Consent Decree. McWane is maintaining documentation existing as of the date of lodging of the Consent Decree of all such corrective actions, in accordance with Section XI (Information and Document Retention) of this Decree.

**ii. Storm Water Pollution Prevention Plans (SWPPP):**

There have been no changes to the Storm Water Pollution Prevention Plan procedure (EP-006) in the McWane Environmental Management System during this reporting period.

**iii. Clow Water Systems Company, Coshocton, Ohio:**

On February 23, 2012 from 10:38am to 12:07pm, Clow Water performed a series of operational engineering studies to determine the feasibility of alternative raw materials and deviated from PM10 limits during this period; however this occurred only during the period of the evaluation and is not representative of normal operations.

On February 23, 2012 from 8:29 am to 9:45 am, Clow Water performed a series of operational engineering studies to determine the feasibility of alternative raw materials and deviated from CO limits during this period; however this occurred only during the period of the evaluation and is not representative of normal operations.

**iv. Environmental Management System:**

The current McWane Environmental Management System (EMS) is fully implemented at all manufacturing facilities located in the United States. McWane is continuing to modify and improve the EMS to meet the requirements of the US EPA Compliance-Focused Environmental Management System (CFEMS) standard. McWane is in process of implementing the EMS at the non-manufacturing facilities located in the United States.

After reviewing the EPA-approved EMS Auditor's (Steven Rowley's) report on Union Foundry dated January 10, 2012, McWane prepared an Audit Response and Action Plan for approval on March 22, 2012 as required by the consent decree. See Attachment D for a copy of the response. To date, McWane has not received a response or approval from EPA.

**v. Permits:**

See Section D.